

2-11-02

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Please type plus sign inside the box + PTO/SB/05(03/01) Approved for use through 10/31/2002 OMB 0651-0032 +

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37.1.53(b))

Attorney Docket No. 22489.0002

First Inventor Ross M. Swan

Title Year Round Selective Dehumidifying

Express Mail Label No. EF380104036US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

Commissioner for Patents  
ADDRESS TO: Box Patent Application  
Washington, D.C. 20231

1. ☒ Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)

2. ☒ Applicant claims small entity status.  
See CFR 1.27.

3. ☒ Specification [Total Pages / 12 /]  
(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. ☒ Drawing(s) (35 USC 113) [Total Sheets / 2 /]

5. ☐ Oath or Declaration [Total Pages / 1 /]  
a. ☐ Newly executed (original or copy)  
b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)

i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)

- a. ☐ Computer Readable Form (CRF)
- b. ☐ Specification Sequence Listing on:
  - i. ☐ CD-ROM or CD-R (2 copies); or
  - ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))

10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
(when there is an assignee)

11. ☐ English Translation Document (if applicable)

12. ☐ Information Disclosure ☐ Copies of IDS  
Statement (IDS)/PTO-1449 Citations

13. ☐ Preliminary Amendment

14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)

15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)

16. ☐ Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent

17. ☒ Other: \_\_\_\_\_

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of the prior application No. /

Prior application information: Examiner: \_\_\_\_\_ Group/Art Unit: \_\_\_\_\_  
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or ☒ Correspondence address below

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Registration No. (Attorney/Agent)

24,926

Signature

Martin G. Linihan

Date

February 8, 2002

"Express Mail" Mailing Label Number EF380104036US

Date of Deposit February 8, 2002

I hereby Certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Martin G. Linihan

Name

Signature

657566

**FEE TRANSMIT**  
**for FY 2002**

Patent Fees are subject to annual revision.

■ Applicant claims small entity status. See 37 CFR 1.27.

|  |  |                      |  |                        |  |
|--|--|----------------------|--|------------------------|--|
| <b>FEE TRANSMIT</b><br><b>for FY 2002</b><br>Patent Fees are subject to annual revision.<br>■ Applicant claims small entity status. See 37 CFR 1.27. |  | Application Number   |  |                        |  |
|  |  | Filing Date          |  | February 8, 2002       |  |
|  |  | First Named Inventor |  | Ross M. Swan           |  |
|  |  | Examiner Name        |  |                        |  |
|  |  | Group/Art Unit       |  |                        |  |
| TOTAL AMOUNT OF PAYMENT  |  | (\$370.00)           |  | Attorney Docket Number |  |
|  |  |                      |  | 22489.0002             |  |

| METHOD OF PAYMENT (check all that apply)   | FEE CALCULATION (continued) |                                   |              |  |  |  |     |
|--|-----------------------------|-----------------------------------|--------------|--|--|--|-----|
| <input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None<br><br>■ Deposit Account:<br>Deposit Account Number: <u>08-2442</u><br>Deposit Account Name: <u>Hodgson Russ LLP</u><br><br>The Commissioner is hereby authorized to (check all that apply)<br><input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments<br><br><input type="checkbox"/> Charge any additional fees during pendency of this application.<br><br><input type="checkbox"/> Charge fees indicated below, except for the filing fee to the above-identified deposit account | 3. ADDITIONAL FEES          |                                   |              |  |  |  |     |
|  | Large Entity                |                                   | Small Entity |  | Fee Description  | Fee Paid   |     |
|  | Fee Code                    | Fee (\$)                          | Fee Code     | Fee (\$)   |  |  |     |
|  | 105                         | 130                               | 205          | 65   | Surcharge - late filing fee or oath                    | \$   |     |
|  | 127                         | 50                                | 227          | 25   | Surcharge - late provisional filing fee or cover sheet | \$   |     |
|  | 139                         | 130                               | 139          | 130  | Non-English specification                              | \$   |     |
|  | 147                         | 2,520                             | 147          | 2,520  | For filing a request for <i>ex parte</i> reexamination | \$   |     |
|  | 112                         | 920*                              | 112          | 920*   | Requesting Publication of SIR prior to Examiner Action | \$   |     |
|  | 113                         | 1,840*                            | 113          | 1,840*   | Requesting Publication of SIR after Examiner Action    | \$   |     |
|  | 115                         | 110                               | 215          | 55   | Extension for reply within first month                 | \$   |     |
| 116  | 400                         | 216                               | 200          | Extension for reply within second month          | \$   |  |     |
| 117  | 920                         | 217                               | 460          | Extension for reply within third month           | \$   |  |     |
| 118  | 1,440                       | 218                               | 720          | Extension for reply within fourth month          | \$   |  |     |
| 128  | 1,960                       | 228                               | 980          | Extension for reply within fifth month           | \$   |  |     |
| 119  | 320                         | 219                               | 160          | Notice of Appeal                                 | \$   |  |     |
| 120  | 320                         | 220                               | 160          | Filing a brief in support of an appeal           | \$   |  |     |
| 121  | 280                         | 221                               | 140          | Request for oral hearing                         | \$   |  |     |
| 138  | 1,510                       | 138                               | 1,510        | Petition to institute a public use proceeding    | \$   |  |     |
| 140  | 110                         | 240                               | 55           | Petition to revive - unavoidable                 | \$   |  |     |
| 141  | 1,280                       | 241                               | 640          | Petition to revive - unintentional               | \$   |  |     |
| 142  | 1,280                       | 242                               | 640          | 10 advance copies Utility issue fee (or reissue) | \$   |  |     |
| 143  | 460                         | 243                               | 230          | Design issue fee                                 | \$   |  |     |
| 144  | 620                         | 244                               | 310          | Plant issue fee                                  | \$   |  |     |
| 122  | 130                         | 122                               | 130          | Petitions to the Commissioner                    | \$   |  |     |
| 123  | 50                          | 123                               | 50           | Processing fee under 37 CFR 1.17(q)              | \$   |  |     |
| 126  | 180                         | 126                               | 180          | Submission of Information Disclosure Statement   | \$   |  |     |
| SUBTOTAL (2)   |                             | 581                               | 40           | 581  | 40   | Recording each patent assignment per property (times number of properties) | \$  |
| SIGNATURE: <u>Martin G. Linihan</u>  |                             | 146                               | 740          | 246  | 370  | Filing a submission after final rejection(37 CFR 1.129(a))                 | \$  |
| Martin G. Linihan      Reg. No. 24,926   |                             | 149                               | 740          | 249  | 370  | For each add'l invention to be examined(37 CFR 1.129(b))                   | \$  |
| DATE: February 8, 2002      Telephone: (716) 848-1367  |                             | 179                               | 740          | 279  | 370  | Request For Continued Examination (RCE)                                    | \$  |
|  |                             | 169                               | 900          | 169  | 900  | Request for Expedited Examination of a design appln.                       | \$  |
|  |                             | Other fee (specify) _____         |              |  |  | \$   |     |
|  |                             | *Reduced by basic filing fee paid |              |  |  | SUBTOTAL (3)   | \$0 |

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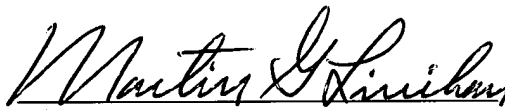
Martin G. Linihan  
NameMartin G. Linihan  
SignatureFebruary 8, 2002  
Date of Signature

BFLODOCS: 657549

|   |                      |                         |              |
|---|----------------------|-------------------------|--------------|
| REQUEST AND CERTIFICATION<br><br>UNDER<br><br>35 U.S.C. 122(b)(2)(B)(i) | First Named Inventor |                         | Ross M. Swan |
|   | Title                | Year Round Selective... |              |
|   | Atty Docket Number   |                         | 22489.0002   |

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

February 8, 2002  
Date

  
Signature

Martin G. Linihan  
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**